

AMENDED**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**Date of filing in State Engineer's Office MAR 17 2000

Returned to applicant for correction _____

Corrected application filed MAR 28 2000Map filed MAR 28 2000 under 66162

The applicant **Dry Lake Water Company, L.L.C.**, hereby makes application for permission to change the **place of use** of water heretofore appropriated under **Permit No. 64541**

1. The source of water is an **underground source in the Black Mountain Basin.**
2. The amount of water to be changed **137.58 ac. ft.; 0.19 cfs.**
3. The water to be used for **quasi municipal**
4. The water heretofore permitted for **heavy industrial**
5. The water is to be diverted at the following point **within the SW¼ NW¼ of Section 18, Township 19 South, Range 64 East, M.D.B.&M., at a point that bears North 18° 28', West at a distance of 2085.0 feet to the Northwest corner of said Section 18.**
6. The existing permitted point of diversion is located within the **SW¼ NW¼ of Section 18, Township 19 South, Range 64 East, M.D.B.&M., at a point that bears North 18° 28', West at distance of 2085.0 feet to the Northwest corner of said Section 18.**
7. Proposed place of use **See attached PROPOSED PLACE OF USE list and Place of Use map.**
8. Existing place of use **Section 34, Township 18 South, Range 63 East, M.D.B.&M.**
9. Use will be from **January 1st to December 31st** of each year.
10. Use was permitted from **January 1st to December 31st** of each year.
11. Description of proposed works **New well, casing, well pump, pressure tank, and distribution pipeline.**
12. Estimated cost of works **\$750,000**
13. Estimated time required to construct works **three years**
14. Estimated time required to complete the application of water to beneficial use **five years**
15. Remarks: **Dry Lake Water Company, LLC intends to be the distributor of water to the commercial/industrial developments in the Apex Industrial Park. Water under this permit is to be co-mingled with 542.98 ac ft under Permit 64542 and 119.44 acre-feet under Permit #64540, for a combined total of 800 ac.ft.**

s/Richard V. Wyman

By **Richard V. Wyman, Agent, WRS #387**
PO Box 60473
Boulder City, NV 89006-0473

Compared my/gkl hf/bk

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use and manner of use of the waters of an underground source as heretofore granted under Permit 64541 is issued subject to the terms and conditions imposed in said Permit 64541 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 66163, 66164, 66165, and 66166 shall not exceed 1,392.06 acre-feet annually.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Prior to any pumping under this permit, a dedicated monitoring well to measure the static water level shall be placed in a location approved by the State Engineer which will determine impacts to existing rights.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.19 cubic feet per second, **but not to exceed 137.55 acre-feet annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:

June 23, 2001

Proof of completion of work shall be filed before:

July 23, 2001

Water must be placed to beneficial use on or before:

June 23, 2003

Proof of the application of water to beneficial use shall be filed on or before:

July 23, 2003

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 23rd day of June A.D. 2000


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

Abrogated By 67140T 0.19 exp 4/9/02
68653T 0.19
128352 0.19



Dry Lake Water Company LLC
Application for Permit 66162/

PROPOSED PLACE OF USE

7. **Place of Use:** The exact places of use within the Apex Industrial Park are all within the "place of use" boundary as shown on the attached "Place of Use map. The description of the lands within that boundary are more specifically listed below:

Township 17 South, Range 63 East: Parts of Sections 32 and 33.

Township 18 South, Range 63 East: Parts of Sections 3, 4, 5, 8, 9, 10, 11, 13, 14, 20, 21, 22, 23, 24, 26, 27, 28, 29, 30, 31, 32, 33, 34 and 35.

Township 19 South, Range 63 East: Parts of Sections 2, 3, 4, 5, 6, 7, 8 and 9.

